HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No. 1912 OF 2007

Between:

Paper Clipping of the Hindu,
English Daily News Paper,
Dated 01.02.2007 under caption
"Salary Release for State Government
Staff ordered" & another

.... Petitioners

AND

The Government of A.P.,
Rep. by the Chief Secretary,
Hyderabad & others

.....Respondents

:: O R D E R ::

Counsel for the respondents : Advocate General

Dated: 08.02.2007

Per G.S.SINGHVI, CJ

On 02.02.2007, this Court, after taking cognizance of newspaper report that the Finance Department of the Government had issued order for withholding salary to the employees, issued notice to the Government and directed the Principal Secretary, Finance and Planning to file affidavit. The needful has been done.

We have gone through the affidavit of Shri A. Giridhar, Secretary to Government, Finance Department, and heard the learned Advocate General.

We are happy to note that on the basis of advice given by the first law officer of the State, the concerned officers have realized the grave error committed in issuing instructions for stopping payment of salary to the employees on the ground of the alleged non-compliance of the instructions contained in G.O.Ms.No.610, General Administration (SPF.A) Department, dated 30-12-1985.

We appreciate the forthright stand taken by the learned Advocate General that various communications have been sent to the High Court under a wholly mistaken impression about the latter's status. He further stated that he has advised the Government that the circular instructions should not be sent to the High Court unless the same relate to the High Court.

We appreciate the prompt response of the learned Advocate General and hope that in future, occasion will not arise for the Court to take serious view of the orders issued by one or the other department of the Government, which do not have any sanctity of law and

can appropriately be treated as an affront to the system established by rule of law.

With the above observation, the taken-up petition is disposed of.

G.S.SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

05.02.2007
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